



West Virginia Senate

Committee on Government Organization

Minutes for APRIL 06, 2021, 1:00 PM

Pursuant to the call of the Chair, the Senate Committee on Government Organization met on April 06, 2021, 1:00 PM in Room 208-W.

Members present: Senators Maynard, Swope, Maroney, Martin, Nelson, Smith, Stover, Sypolt, Woodrum, Caputo, Jeffries, Lindsay, Woelfel

Members absent: Senators Ihlenfeld

A silent roll call being taken, the presence of a quorum was established.

On motion of Senator Jeffries, the minutes of the previous meeting were approved.

Originating S.C.R. #1 – Paid family leave study resolution

Carl Fletcher, Committee Counsel, explained the purpose of the resolution and responded to questions. On motion of Senator Swope, S.C.R. #1 was reported to the full Senate with the recommendation that it be adopted; but with the further recommendation that it first be referred to the Committee on Rules.

Originating S.C.R. #2 – Adventure Travel study resolution

Phillip Childs, Committee Counsel, explained the purpose of the resolution and responded to questions. On motion of Senator Swope, S.C.R. #2 was reported to the full Senate with the recommendation that it be adopted; but with the further recommendation that it first be referred to the Committee on Rules.

H.B. 2667 – To create a cost saving program for state buildings regarding energy efficiency

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, H.B. 2667 was reported to the full Senate with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on Finance.

H.B. 2953 – To clarify that counties can hire fire fighters as paid staff and to modify the existing procedures to include a procedure of public hearing to commission a vote

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. Senator Caputo requested a ruling of the Chair as to whether he should be excused from voting under Senate Rule 43 as he serves on the Marion County Fire Board. The Chair replied that any impact on Senator Caputo could be as a member of a class of persons and that

he would be required to vote. On motion of Senator Swope, H.B. 2953 was reported to the full Senate with the recommendation that it do pass. On motion of Senator Swope, the title amendment was adopted.

H.B. 2884 – To make changes to the FOIA law to protect public utility customer databases from disclosure, with exceptions

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, H.B. 2884 was reported to the full Senate with the recommendation that it do pass.

H.B. 2500 – Create an act for Statewide Uniformity for Auxiliary Container Regulations

Phillip Childs, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, the strike and insert amendment was adopted. On motion of Senator Swope, H.B. 2500 was reported to the full Senate with the recommendation that it do pass, as amended. On motion of Senator Swope, the title amendment was adopted.

H.B. 3128 – Relating to carrier fees on 911 fee revenues

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, the strike and insert amendment was adopted. On motion of Senator Swope, H.B. 3128 was reported to the full Senate with the recommendation that it do pass, as amended; but under the original double committee reference first be referred to the Committee on Finance. On motion of Senator Swope, the title amendment was adopted.

H.B. 3129 – Relating to the Consumer Price Index rate increase

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, H.B. 3129 was reported to the full Senate with the recommendation that it do pass. On motion of Senator Swope, the title amendment was adopted.

H.B. 3132 - Relating to motor carrier inspectors

Phillip Childs, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, H.B. 3132 was reported to the full Senate with the recommendation that it do pass.

H.B. 3133 - Relating to motor carrier rates

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. On motion of Senator Swope, H.B. 3133 was reported to the full Senate with the recommendation that it do pass. On motion of Senator Swope, the title amendment was adopted.

S.C.R. #3 – Urging Congress reopen public lands in WV

Phillip Childs, Committee Counsel, explained the purpose of the committee substitute and responded to questions. The question on agreeing to the committee substitute, was put, and

adopted. On motion of Senator Swope, the committee substitute for S.C.R. #3 was reported to the full Senate with the recommendation that it do pass.

H.B. 2933 – Anti-Discrimination Against Israel Act

Phillip Childs, Committee Counsel, explained the purpose of the bill and responded to questions. With leave of the committee, Craig Slaughter, Executive Director, WV Investment Management Board, was administered the oath prescribed by Senate Rule 28a by Chairman Maynard, addressed the committee, and responded to questions. (See attached oath.)

Without objection, the committee recessed until 15 minutes after the conclusion of the committee meetings on The Judiciary and Finance.

Upon expiration of the recess, the committee reconvened on April 6, 2021, at 6:00 p.m. and resumed questions on H.B. 2933. With leave of the committee, Riley Moore, WV State Treasurer, was administered the oath prescribed by Senate Rule 28a by Chairman Maynard, addressed the committee, and responded to questions. (See attached oath.) On motion of Senator Swope, the strike and insert amendment was adopted. With leave of the committee, Kayla Kessinger, WV Delegate, District 32, addressed the committee, and responded to questions. Senator Nelson moved to amend the bill. The motion was put. Division was demanded, and the demand was sustained. The vote being 7 in favor and 5 opposed, the motion was adopted. On motion of Senator Swope, H.B. 2933 was reported to the full Senate with the recommendation that it do pass, as amended; but under the original double committee reference first be referred to the Committee on Finance. On motion of Senator Swope, the title amendment was adopted. Chairman Maynard requested unanimous consent of the committee to request that 2nd reference to Finance be dispensed with. No objection was heard.

H.B. 3072 - Sunset the Board of Forestry

Carl Fletcher, Committee Counsel, explained the purpose of the bill and responded to questions. With leave of the committee, Eric Carlson, Executive Director, WV Forestry Association, was administered the oath prescribed by Senate Rule 28a by Chairman Maynard, addressed the committee, and responded to questions. (See attached oath.) Senator Caputo moved to amend the bill. It was put and adopted. Senator Sypolt requested a ruling of the Chair as to whether he should be excused from voting under Senate Rule 43. The Chair replied that any impact on Senator Sypolt could be as a member of a class of persons and that he would be required to vote. It was put and adopted. On motion of Senator Swope, H.B. 3072 was reported to the full Senate with the recommendation that it do pass, as amended.

Originating S.C.R. #3 –

Phillip Childs, Committee Counsel, explained the purpose of the resolution and responded to questions. Senator Nelson moved to amend the bill. The motion was put. Division was demanded, the demand was sustained. The vote being 5 in favor and 7 opposed, the motion failed. On motion of Senator Swope, S.C.R. #3 was reported to the full Senate with the recommendation that it be adopted; but with the further recommendation that it first be referred to the Committee on Rules.

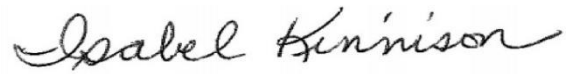
H.B. 2792 – Relating to the expansion of direct access to natural gas service for new customers

Phillip Childs, Committee Counsel, explained the purpose of the bill and responded to questions. Senator Martin moved to lay the bill on the table. The question to lay the bill on the table, was put and adopted.

On Motion of Senator Swope the committee adjourned.

A handwritten signature in cursive script, reading "Mark R. Maynard". The signature is written in dark ink on a light background.

Mark R. Maynard, Chair

A handwritten signature in cursive script, reading "Isabel Kinnison". The signature is written in dark ink on a light background.

Isabel Kinnison, Analyst/Clerk



The Senate of West Virginia

Testimony taken this 6 day of April, 2021, in
the Senate Committee on Government Organization.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Craig Stangler

Print Witness Name

[Signature]

Sign Witness Name

Oath was administered by:

Mark R. Maynard

Print Member Name

[Signature]

Sign Member Name

The Senate of West Virginia



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"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Riley Moore

Print Witness Name

Riley Moore

Sign Witness Name

Oath was administered by:

Mark R. Maynard

Print Member Name

Mark R. Maynard

Sign Member Name

The Senate of West Virginia



Testimony taken this 6 day of April, 2021, in
the Senate Committee on Government Organization.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Eric Carlso

Print Witness Name

E. C.

Sign Witness Name

Oath was administered by:

Mark R. Maynard

Print Member Name

Mark R. Maynard

Sign Member Name